

**RECEIVED
CENTRAL FAX CENTER**

JUN 11 2004

OFFICIAL

**FELLERS, SNIDER, BLANKENSHIP,
BAILEY & TIPPENS, P.C.
Bank One Tower
100 North Broadway Avenue, Suite 1700
Oklahoma City, OK 73102-8820
TELEPHONE: (405) 232-0621
TELECOPIER: (405) 232-9659**

FACSIMILE TRANSMISSION COVER SHEETDATE: June 11, 2004

AUTO QUOTE: 04455

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 11

FROM: Randall K. McCarthy, Registration No. 39,297

TO: Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

ADDRESSEE/ORGANIZATION	FAX NO.	TELEPHONE NO.
Art Group 3643	703/872-9306	866/217-9197

RE: Application No. 10/664,259
In re application of: Thomas L. Byers
Dkt. No.: OKC00085

**IF YOU DO NOT RECEIVE ALL OF THE PAGES OR IF ANY ARE ILLEGIBLE, PLEASE
CONTACT OUR TELECOPY DEPARTMENT AT (405) 232-0621 AS SOON AS POSSIBLE.**

CONFIDENTIALITY NOTICE

This facsimile is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged and confidential. If the reader of this facsimile is not the intended recipient, you are hereby notified that any disclosure, distribution, or copying of this information is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone, and return it to us at the above address via the United States Postal Service.

264576.1

TRANSMISSION BY FACSIMILE ON JUNE 11, 2004

PATENT
DKT. OKC00085

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Thomas L. Byers
Application No.: 10/664,259
Filed: September 17, 2003
For: MODULAR ANIMAL ENCLOSURE

Group No.: 3643
Examiner: Andrea M. Valenti

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a)

I hereby certify that, on the date shown below, this correspondence is being:

TRANSMISSION
☒ facsimile transmitted to the Patent and Trademark Office, (703) 872 - 9306

Date: June 11, 2004

Diana C. Anderson
Signature

Diana C. Anderson
(Type or print name of person certifying)

#264556

Amendment Transmittal-page 1 of 2

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	25	- 25	= 0	x \$ 9.00	= \$	0.00	
INDEP.	4	- 4	= 0	x \$ 43.00	= \$	0.00	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				+ \$ 0.00	= \$	0.00	
				TOTAL ADDIT. FEE	\$	0.00	

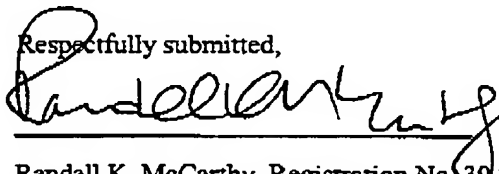
No additional fee for claims is required.

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Account No. 06-0540.
If any additional fee for claims is required, charge Account No. 06-0540.

Date: 6/11/04

Respectfully submitted,



Randall K. McCarthy, Registration No. 39,297
Bill D. McCarthy, Registration No. 26,772
Daniel P. Dooley, Registration No. 46,369
Mitchell K. McCarthy, Registration No. 38,794
Fellers, Snider, Blankenship, Bailey & Tippens, P.C.
Bank One Tower
100 North Broadway, Suite 1700
Oklahoma City, OK 73102-8820
Telephone: (405) 232-0621
Fax: (405) 232-9659

OFFICIAL

TRANSMISSION BY FACSIMILE JUNE 11, 2004

PATENT
DKT. OKC00085

RECEIVED
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 11 2004

In re Application of: **Thomas L. Byers**
Application No.: **10/664,259**
Filed: **September 17, 2003**
For: **MODULAR ANIMAL ENCLOSURE**

Group Art Unit: **3643**
Examiner: **Andrea M. Valenti**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION/ELECTION OFFICE ACTION
MAILED MAY 11, 2004

Sir:

This is in response to a Restriction/Election Office Action mailed May 11, 2004
for the above referenced application.

Listing of Claims begins on page 2.

Remarks/Arguments begin on page 6.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(u)

I hereby certify that, on the date shown below, this correspondence is being:

☒ Facsimile transmitted to the Patent and Trademark Office, (703) 872-9306

TRANSMISSION

Signature

Date: June 11, 2004

Diana C. Anderson
(type or print name of person certifying)

#263606